



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

July 11, 2006

NIXON & VANDERHYE, PC
901 NORTH GLEBE ROAD, 11TH FLOOR
ARLINGTON, VA 22203
US

Dear Sir/Madam,

Your refund request for 10520084 in the amount of \$25.00 has been denied .

Small entity status fee not refundable. The time has expired for the refund of this fee. A refund based on establishment of small entity status may only be obtained if a verified statement under 37 CFR 1.27 and a request for the refund of excess amount are filed within three months of timely payment of the full fee (37 CFR 1.28).

Sincerely,


RITA WHITE
PCT - National
703 308-9140 x231

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

LALVANI et al.

Appln. No. 10/520,084

Filed: May 6, 2005

FOR: DIAGNOSTICS METHOD



Confirmation No. 9379

Atty. Ref.: 3772-22

T.C. / Art Unit: 1636

Examiner: T.L. Garvey

* * *

ASSERTION OF SMALL ENTITY STATUS AND REFUND REQUEST

May 5, 2006

Mail Stop 16

Hon. Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

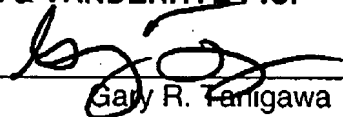
On behalf of his client, the undersigned attorney asserts under 37 CFR § 1.27(c) that this application is entitled to small entity status and to pay fees accordingly.

Applicants request a refund under 37 CFR § 1.28(a) for the overpayment made when the Supplemental Preliminary Amendment was filed on March 28, 2006. The fee paid was \$50 for an additional claim. Refund of a portion amounting to \$25 is requested. Therefore, it is requested that the overpayment of \$25 be refunded to Applicants' attorney by crediting his firm's Deposit Account No. 14-1140 under Order No. 3772-22. For this purpose, a duplicate copy of this paper is enclosed.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


Gary R. Farigawa
Reg. No. 43,180

901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100